

**Notice of Allowability**

Application No.

09/942,512

Examiner

Mary J. Steelman

Applicant(s)

CORRAL, DAVID PEREZ

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**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 2/24/2006.
2. ☒ The allowed claim(s) is/are 1,3-8,10-15,17 and 18 (to be renumbered in order).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

### **DETAILED ACTION**

1. This Office Action is in response to Amendments and remarks received 24 February 2006. Per Applicant's request, claim 1 has been amended. Claim 9 has been canceled. Claims 1, 3-8, 10-15, 17, and 18 are pending.

### **EXAMINER'S AMENDMENT**

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with James E. Boice, Reg. No. 44,545, on 15 May 2006.

Claim 10 is to be amended to depend from claim 1, as follows:

"The method of claim [ 9 ] 1..."

### ***Allowable Subject Matter***

3. Claims 1, 3-8, 10-15, 17, and 18 (to be renumbered in order) are allowed.
4. The following is an examiner's statement of reasons for allowance:  
  
As Applicant has noted, on page 7, 1<sup>st</sup> paragraph of Remarks received 24 February 2006, regarding independent claim 1, cited prior art (USPN 5,799,286 to Morgan, USPN 6,088,717 to Reed, USPN 6,519,763 to Kaufer, USPN 6,073,107 to Minkiewicz, and USPN 6,555,365 B1 to Summerlin), taken alone or in combination, does not teach or suggest:

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“wherein daily headlights reporting process further comprises the steps of: generating headlight reports having headlights data; consolidating at a first predetermined frequency the headlights reports into a single executive report to be distributed to an executive distribution list; recording issue items in an issue memory area based on data of the executive report; and generating at a second predetermined frequency a headlight summary based on the executive reports.”

The prior art of record does not teach or render obvious the combination of limitations as recited in claim 1 when taken in the context of the claim as a whole. Moreover, evidence for modifying the prior art teachings by one of ordinary skill level in the art was not uncovered so as to result in the invention as recited in claim 1. Thus, all remaining dependent claims, claims 3-8, 10-15, 17, and 18, are allowed.

It is noted that a STIC (Scientific & Technical Information Center) Search was performed by EIC3600, using the 705 search template to update the non-patent literature search. The closest non-patent reference is:

“Appendix I: Design and Construction Changes and Problems at New US Embassy in Moscow – Quality Assurance, Part 1”, in Overseas Construction: Design and Construction of US Embassy Complex in Moscow. Briefing Report to the Chairman, Committee on the Budget, US Senate, Washington, DC: General Accounting Office, April 1987. GAO-NSIAD-87-125. pp. 12-13.

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“FBO representatives stated that the project engineers and construction personnel inspected all phases of construction. The inspectors prepared daily reports that highlighted problems, work progress, field tests, prepared a weekly summary inspection/ progress report, which was made available to all inspectors and the project director.”

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

### ***Conclusion***

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mary Steelman, whose telephone number is (571) 272-3704. The examiner can normally be reached Monday through Thursday, from 7:00 AM to 5:30 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wei Zhen can be reached at (571) 272-3708. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application should be directed to the TC 2100 Group receptionist: 571-272-2100.


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Any inquiry of a general nature or relating to the status of this application should be directed to the TC 2100 Group receptionist: 571-272-2100.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Mary Steelman

09/20/2007

  
**MARY STEELMAN**  
**PRIMARY EXAMINER**